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8 Attorneys for Plaintiff Shionogi & Co., Ltd.

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 SHIONOGI & CO., LTD., a Japanese
13 Company,

14 Plaintiff,

15 v.

16 INTERMUNE, INC., a Delaware
17 Corporation,

18 Defendant.
19

Case No. 3:12-CV-03495-EDL

**STIPULATION OF VOLUNTARY
DISMISSAL WITH PREJUDICE**

Magistrate Judge Elizabeth D. Laporte
Courtroom E – 15th Floor
Trial Date: May 5, 2014

20 It is hereby stipulated and agreed that, pursuant to Rule 41(a)(1)(A)(ii) of the Federal
21 Rules of Civil Procedure, the above-captioned action is hereby dismissed with prejudice. Each
22 of the parties is to bear its own costs and attorneys' fees.

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1 May 24, 2013

JONES DAY

2 By: /s/ Jason McDonell

3 Jason McDonell

4 Attorneys for Plaintiff Shionogi & Co., Ltd.

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6
7 May 24, 2013

LATHAM & WATKINS LLP

8 Patrick E. Gibbs

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10 CRAVATH, SWAINE & MOORE LLP

11 Gary A. Bornstein

12
13
14 By: /s/ Gary A. Bornstein

15 Gary A. Bornstein

16 Attorneys for Defendant InterMune, Inc.

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18 **Pursuant to Civil Local Rule 5-1(i), the below filer attests that concurrence in the filing of**
19 **this document has been obtained from attorneys for Defendant.**

20 Dated: May 24, 2013

21 /s/ Jason McDonell
22 Jason McDonell
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